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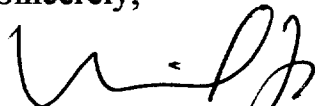
FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Magalie Roman Salas, Esquire
Secretary
Federal Communications Commission
Room 222
445 12th Street, S.W.
Washington, DC 20554

Dear Ms. Salas,

Enclosed is an original and four copies of a Petition for Rule Making to amend the FM table of allotments for a new FM broadcast station for Midland, Maryland.

Sincerely,



Victor A. Michael Jr.
President
West Wind Broadcasting
6807 Foxglove Drive
Cheyenne, Wyoming 82009

307-778-9318

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554

In the matter of:)
)
Amendment of Section 73.202 (b))
) RM-_____
Table of Allotments)
)
FM Broadcast Stations)
)
(Midland, Maryland)

PETITION FOR RULE MAKING

In this petition, West Wind Broadcasting is hereby requesting to allot channel 258A (99.5 Mhz) to Midland, Maryland as its first local FM allotment.

INTRODUCTION

1. This statement is a petition for rule making to allot FM channel 258A (99.5 Mhz) to Midland and add it to the Commission's FM table of allotments, 73.202. The following will show the need for an FM channel and the effects the allotment of Channel 258A to Midland will have.

DISCUSSION

2. Midland is located in western Maryland. It is also located within Allegany County, a county of some 74,946 persons. Midland has a population of 574 persons in accordance with the U.S. 1990 census.

3. The allotment of channel 258A to Midland will provide the first local broadcast facility to the community and/or the surrounding area. The closest FM allotment to Midland is located at Frostburg, Maryland. Frostburg is located 5 kilometers from Midland.

It is obvious that from the above spacing that Midland is presently without local FM service.

4. Midland would greatly benefit from an FM allotment due to the fact there is no AM or FM broadcast facilities within 5 Kilometers of Midland. Because of this, it would have an outlet for local self expression. Health and safety for the community would be increased due to having a local communications outlet for warning the Midland area of emergency conditions caused by severe weather or other health hazards.

5. Channel 258A can be allotted to Midland and meet all rules and requirements of the Commission. The instant proposal will not cause a change in the channel number or a deletion of any channel now appearing in the Commission's table of allotments 73.202.

	<u>Present</u>	<u>Proposed</u>
Midland, Maryland	-----	258A

6. In accordance with 73.207 of the Commission's rules, "Minimum Distance Separations between Stations", all allotments on Channel 258A and the pertinent adjacent channels to 258A have been studied with the results listed in Figure 1 of this petition. The geographic coordinates used for the spacing

Study (N 39 - 40' - 19", W. 78 - 57' - 25") are that of a site located 9.0 kilometers north of the community of Midland. A site restriction of 9.0 kilometers north will be required to allot channel 258A to Midland. Many suitable transmitter sites are available to provide city grade coverage (3.16 mv/m or 70 dbu) to the entire community of Midland. These sites would also provide full minimum spacing requirements to other allotments.

CONCLUSION

7. It has been shown that Midland would benefit from the allotment of channel 258A. It has also been shown that channel 258A can be allotted to Midland and meet all rules regarding spacing from other stations. Considering these two facts, West Wind Broadcasting hereby requests that the Federal Communications Commission institute a Rule Making proceeding to amend the Table of Allotments to include channel 258A for Midland, Maryland, 73.202.

8. Should channel 258A be allotted to Midland, Maryland, I certify that I will file an application for a Construction Permit to operate an FM station for Midland.

CERTIFICATION

9. I certify that I have prepared or directly supervised the preparation of this entire Petition for Rule Making, and that the facts contained within are true to the best of my knowledge, information and belief, accurate and true.

Dated: December 21, 1998

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Victor A. Michael Jr.', is positioned above the printed name and title.

Victor A. Michael Jr.
President
West Wind Broadcasting
6807 Foxglove Drive
Cheyenne, Wyoming 82009

(307) 778-9318

MAPFM search of channel 258A6 (99.5 MHz), at N. 39 40 19, W. 78 57 25.

Searching Channel 258A6 (99.5 MHz):

CALL	CITY	ST	CHN	CL	S	DIST	SEPN	BRNG	CLEARANCE
W204BA	Oakland	MD	204	D	C	46.7	0.0	231.0°	46.7
NEW	McConnellsburg	PA	204	A	A	82.5	10.0	72.4°	72.5
WFRJ	Johnstown	PA	205	B1	L	77.6	12.0	358.3°	65.6
WVEP	Martinsburg	WV	205	B	L	73.8	15.0	142.6°	58.8
ALC	Elkins	WV	255	B1	U	113.8	48.0	223.1°	65.8
WDNEFM	Elkins	WV	255	B1	L	110.9	48.0	220.3°	62.9
ALC	Ebensburg	PA	256	B	U	83.6	69.0	10.7°	14.6
WQKK	Ebensburg	PA	256	B	L	83.6	69.0	10.7°	14.6
ALC	Uniontown	PA	257	A	U	74.0	72.0	288.7°	2.0
WPQRFM	Uniontown	PA	257	A	L	74.0	72.0	288.7°	2.0
ALC	Front Royal	VA	257	A	U	91.3	72.0	144.4°	19.3
WFQX	Front Royal	VA	257	A	L	90.6	72.0	144.2°	18.6
ALC	Washington	DC	258	B	U	178.0	178.0	116.2°	0.0
WGAY	Washington	DC	258	B	L	182.8	178.0	114.4°	4.8
WGAY	Washington	DC	258	B	L	178.0	178.0	116.2°	0.0
W258AB	Cumberland, etc.	MD	258	D	L	15.2	0.0	88.6°	15.2
ALC	Mount Union	PA	258	A	U	120.7	115.0	49.1°	5.7
WXMJ	Mount Union	PA	258	A	L	122.0	115.0	47.5°	7.0
ALC	New Martinsville	WV	258	A	V	163.4	115.0	268.9°	48.4
NEW	New Martinsville	WV	258	A	A	164.9	115.0	270.2°	49.9
NEW	New Martinsville	WV	258	A	A	165.4	115.0	270.0°	50.4
ALC	Pittsburgh	PA	259	B	U	125.3	113.0	314.5°	12.3
WSHH	Pittsburgh	PA	259	B	L	125.3	113.0	314.5°	12.3
ALC	Staunton	VA	259	B	U	178.9	113.0	175.8°	65.9
WCYKFM	Staunton	VA	259	B	L	178.9	113.0	175.8°	65.9
ALC	Frederick	MD	260	B	U	126.7	69.0	98.7°	57.7
WFREFM	Frederick	MD	260	B	L	126.7	69.0	98.7°	57.7
ALC	Altoona	PA	261	B1	U	109.1	48.0	21.9°	61.1
W261CH	Johnstown	PA	261	D	L	78.3	0.0	7.7°	78.3
WPRR	Altoona	PA	261	B1	L	109.0	48.0	23.8°	61.0
ALC	Romney	WV	261	A	U	40.3	31.0	154.7°	9.3
ALC	Morgantown	WV	261	A	U	87.1	31.0	266.8°	56.1
WCLGFM	Morgantown	WV	261	A	L	87.1	31.0	266.8°	56.1
WDZN	Romney	WV	261	A	C	31.2	31.0	152.7°	0.2
WDZN	Romney	WV	261	A	L	31.2	31.0	152.7°	0.2

FIGURE 1
CHANNEL SPACING STUDY
MIDLAND, MARYLAND
WEST WIND BROADCASTING